

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Seward County,     ) Application No. 911-023.41  
Public Safety Answering Point,     )  
Seward, seeking funding             ) ORDER APPROVING FUNDING  
approval for recurring and non-     ) REQUEST IN PART  
recurring costs associated with     )  
Enhanced Wireless 911               ) Entered: February 12, 2008  
implementation.  
BY THE COMMISSION:

By written request for funding dated January 14, 2008, Seward County, Public Safety Answering Point, Seward, seeks funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

In its application, Seward County sought non-recurring costs in the amount of **\$58,824.00** for the purchase and installation of equipment necessary to implement enhanced wireless 911 service. Additionally, Seward County seeks **\$15,952.96** for software and equipment maintenance costs from April 2006 through January 2007 and \$13,266.00 in software and equipment maintenance costs from January 2007 through December 2007.

Seward County provided supporting documentation for the equipment and associated expenses from its vendor. Seward County's original funding request for the equipment was filed February 16, 2007. However, significant time was necessary to gather the appropriate documentation and to clarify aspects of the request related to grant funding and other issues. Therefore, the 2007 request was later amended by the January 14, 2008 request.

The Enhanced Wireless 911 Advisory Board considered Seward County's request at its January 14, 2008 meeting and recommended that the Commission approve payment in the amount of **\$58,824.00** for the purchase of the equipment. However, the Board did not take action on the maintenance costs pending submission of additional information from Seward County.

The costs for equipment listed in the supporting documentation are consistent with the vendor's response to the Commission's Request for Proposal (RFP).

O P I N I O N   A N D   F I N D I N G S

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2006), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16,

2002 and the Interim Policy established in Progression Order No. 1 in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

Based upon the request for funding, supporting documentation, and in consideration of the recommendation of the Advisory Board, the Commission is of the opinion and finds that costs requested for the equipment, subject to the limitations set forth below, are eligible under Neb. Rev. Stat. § 86-465 as all costs have been incurred or will be incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service. The Commission finds that it should delay action on the request for maintenance costs pending further recommendation from the Advisory Board.

Although the current request was dated January 2008, the original request was received prior to February 16, 2007. Pursuant to the Interim Policy, the Commission therefore considers this funding request for full reimbursement without being subject to the wireless/landline allocation factor established in the Commission's February 17, 2007 order.

Therefore, the request for funding with respect to the Vesta Pallas equipment should be granted in the amount of **\$58,824.00** in non recurring costs. Said amounts are consistent with the pricing set forth in the vendor's response to the RFP. However, the Commission will delay action with respect to the maintenance portion of Seward County's request until such time as the Advisory Board makes further recommendation.

The Fund shall therefore pay to Seward County the amount of **\$58,824.00** consistent with the terms of this order. Seward County may request that these amounts be paid directly to the vendor.

Should Seward County wish to be heard by the Commission regarding those portions of the funding request not granted herein it shall notify the Commission in writing **within fifteen (15) days** of this order and the matter will be set for hearing.

The Commission reserves the right to modify any costs associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Enhanced Wireless 911 Fund shall pay to Seward County the amount of **\$58,824.00** consistent with the terms of this order for the equipment necessary to provide enhanced wireless 911 service.

IT IS FURTHER ORDERED that the Commission shall delay action on the maintenance costs requested by Seward County pending further recommendation by the Advisory Board.

IT IS FINALLY ORDERED should Seward County wish to be heard by the Commission regarding those portions of the funding request not granted herein, it shall notify the Commission in writing **within fifteen (15) days** of this order and the matter will be set for hearing.

MADE AND ENTERED at Lincoln, Nebraska this 12th day of February, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director